

Washington State Nursing Care Quality Assurance Commission  
Department of Health  
September 13, 2002 Business meeting  
CenterPoint Corporate Park, The Commons Building  
The Conference Room  
20809 72<sup>nd</sup> Ave South  
Kent, WA 98032

Commission Members present: Joanna Boatman, RN, Chair  
Becky Kerben, LPN, Co-Chair (excused)  
Rev. Ezra Kinlow, Public Member (excused)  
Frank Maziarski, RN, CRNA  
Helen Murphy, ARNP, BS (excused)  
Cheryl Payseno, RN,  
Roberta Schott, LPN  
Sandra Weeks, LM, ARNP (excused)  
Marlene Wells, LPN  
Jacqueline Rowe, RN

Marc Defreyn, Assistant Attorney General

Staff present: Paula R. Meyer, RN, MSN, Executive Director  
Chuck Cumiskey, RN, BSN, CRRN, Nurse Practice Manager  
Maura Egan, RN, PhD, Education Manager  
Karl Hoehn, Lead Staff Attorney  
Kris McLaughlin, Secretary  
Terry West, Health Administrator

*In accordance with the Open Public Meetings Act, approximately 300 special meeting notices were sent to individuals requesting notification of Nursing Commission meetings.*

1. **Opening** – Joanna Boatman, Chair, opened the meeting at 9:10AM, Friday September 13, 2002.

**Order of Agenda:** The commission made a decision to move the disciplinary subcommittee report to early afternoon. An executive session will be held prior to lunch today.

### **Announcements**

**Other** – Motion was made and passed to accept the resignation of Gail Kirk who resigned for Medical reasons.

Jean Sullivan, Executive Director of the Department of Health's Washington Health Profession Services gave an update to the commission on her program. She reported that there are 309 contracted persons enrolled in the program at this time. There are approximately 30 plus alternative programs in the Country at this time. Using an alternative program for discipline has proven to be cost effective.

2. **Consent Agenda – DISCUSSION/ACTION**

- A. Letter from National Council of State Boards of Nursing (NCSBN) to National Task Force on Quality Nurse Practitioner Education
- B. Letter NCSBN to Lynda Boggess, NCLEX-PN examination item writer acceptance
- C. Minutes from July 11, 12 meeting – Add Cheryl Payseno to discipline subcommittee
- D. Disciplinary minutes
- E. Budget
- F. Nursing Program Approval Panel Decisions
- G. Faculty Waivers
- H. Sub-committee minutes
- I. Transition to new test centers and Quick Results – NCSBN Council Connector
- J. Lists and labels – criteria to be applied by staff in requests for lists and labels
- K. Rules update

**DECISION:** Correction to the July minutes to add Cheryl Payseno to the discipline subcommittee. A decision was made to move item #J Lists and labels to the regular agenda for discussion.

**ACTION:** A motion was made and passed to accept the consent agenda with corrections.

## **2F – Nursing Program Approval Panel Decision:**

**ACTION:** A motion was made and passed to appoint a special task force to consider the status of the nursing program approval panel (NPAP) and make recommendations back to the commission on the following:

- NPAP policy
- Development of guidelines for evaluating nursing programs
- Composition of NPAP
- Communication and collaboration with the State Board of Health and Community and Technical Schools Board

## **2J – Lists and labels**

**DISCUSSION:** The purpose of developing the criteria for lists and label requests was to guide staff in handling requests that come into the office. The commission reviewed the criteria for educational organizations and professional associations.

**ACTION:** A motion was made and passed to accept the draft dated September 9, 2002.

## **3. Chair report — Joanna Boatman – DISCUSSION/ACTION**

**A. Nursing Shortage Summit, July 19, 2002, SeaTac Hilton**

**B. NCSBN Annual meeting –** Joanna Boatman reported on the meeting she attended, a lot of discussion on foreign nurses.

**C. Other –**

**DISCUSSION:** Joanna Boatman reported on the Nursing Shortage Summit that Paula Meyer and her attended. She also handed out the Washington State Strategic Plan ensuring a future nursing workforce for Nursing from the Washington Nursing Leadership Council. Oregon is going to begin Legislation to enter the compact.

#### **4. Executive Director report — Paula Meyer – DISCUSSION/ACTION**

**A. Medication Organizers –**

**DISCUSSION:** Paula Meyer reported on the issue of RN's filling medisets. The Secretary of the Department of Health is asking for 2-3 members from the Nursing Commission and the Pharmacy Board to discuss and resolve the issue.

**ACTION:** Motion was made and passed to appoint 3 members from Nursing Commission to participate in the medication organizer committee. Those members will be Cheryl Payseno, RN Shannon Fitzgerald, Pro tem and Roberta Schott, LPN. The group will meet prior to the November commission meeting

**B. Video with MultiCare –**

**DISCUSSION:** Paula Meyer reported that Multicare is interested in incorporating the content of the Nursing Commission 101 video to produce their video. Members of the original commission 101 video were: Frank Maziarski and Shannon Fitzgerald.

**DECISION:** A decision was made that Frank Maziarski will meet with Multicare to get specifics on producing the video and report back to the commission.

**C. NCSBN certificates of appreciation**

**DISCUSSION –** Paula Meyer presented certificates of appreciation to Cheryl Payseno for her participation on the NCSBN advisory council, Shannon Fitzgerald for her participation on the NCSBN ARNP task force. NCSBN committee members are Cheryl Payseno who will be on the 25<sup>th</sup> advisory council, Frank Maziarski who will participate on the ARNP compact for mutual state recognition and Maura Egan who has been named to the Practice, Education committee for model revision.

**D. Budget alignment exercise for all state agencies –**

**DISCUSSION:** Paula Meyer explained the rationale for the agency funding alignment exercise and how they came up with the ranking. Factors considered in the ranking of health professionals were: independent vs. supervised practitioner, potential for patient harm, percent of population served, criticality of service to basic health needs, voluntary or mandatory regulation and entry level requirements.

**Other –**

Peggi Thornton has accepted a job with Secretary of State office. There is a delay for one month in filling this position because of budget reasons.

The Department of Health will be moving shortly after the first of the year to a new building in Tumwater.

There have been some changes in the Dept of Health; Sue Shoblom, Director of HPQA has accepted a position in the Secretary's office, Bonnie King will be acting Director; Pam Lovinger will be acting Executive Director.

The Board, Commission, Committee meeting will be held Oct 3 at the Kent Commons.

**5. Discussion items - DISCUSSION/ACTION**

**A. Best Practice Guidelines: Verbal Prescriptions – Paula Meyer – DISCUSSION/ACTION**

- Request for Board of Pharmacy for input from the NCQAC on their statement.

**ACTION:** A decision was made to have the Practice Subcommittee meet and provide feedback to the Board of Pharmacy to review the best practice guidelines verbal prescriptions.

**B. High Colonic Irrigation –Paula Meyer – DISCUSSION/ACTION**

- Request from the Department of Health to consider an interpretive statement.

**ACTION:** A decision was made to have the Practice and Discipline Subcommittees review this interpretive statement on assistance by unlicensed persons in the performance of colonic irrigation by persons licensed in certain health professions. A draft will be brought forward to the commission at the November meeting.

**6. 10:00 AM Rules hearing – Terry West – DISCUSSION/ACTION**

- ARNP Categories Previously Recognized

**DISCUSSION:** The rules' hearing was called to order at 10:00AM. Those present at the rules hearing Joanna Boatman, Becky Kerben, Frank Maziarski, Cheryl Payseno, Roberta Schott, Marlene Wells, Jacqueline Rowe, Marc Defreyn, Paula Meyer, Chuck Cumiskey, Maura Egan, Karl Hoehn, Kris McLaughlin, Terry West.

**ACTION:** Motion made and passed to approve the rules as proposed. Rules hearing adjourned at 10:10AM.

**7. Commission payroll policy – Terry West – DISCUSSION/ACTION**

- The NCQAC developed a policy to clarify guidelines used to submit time and receive board pay for actions associated with board work. The commission will consider formal adoption of the policy.

**DISCUSSION:** Change calculation to be 2 hours (10:00 – 12:00)

**ACTION:** A motion was made and passed to accept the Commission payroll policy with corrections.

**8. Legislation – Paula Meyer – DISCUSSION/ACTION**

- A. Draft language in 18.79 to reduce barriers to licensure will be presented and discussed.  
Stakeholder work has been conducted

**DECISION:** Pam Lovinger presented draft 3 of the draft language to the commission. Suggestions were made to have Pam take the draft back to the office to make clarification corrections and bring the 4<sup>th</sup> draft back to the commission.

- B. **Nurse delegation in community based care settings: proposal to expand community based care settings to the homes will be discussed.**

**DISCUSSION:** Chuck Cumiskey reported on the nurse delegation in community based care settings.

**9. NCQAC meeting dates and locations through July 2003 – Paula Meyer – DISCUSSION/ACTION**

**DECISION:** The NCQAC confirmed the dates and locations of business meetings through July 2003.

The March and July meetings would add one day for workshops.

The November meeting would add one half day for further discussion of items if needed. The NCQAC had decided that the Joint Practice and Education subcommittees meeting would be held in September, but due to time constraints, the commission will consider having this meeting the morning of the November business meeting.

The May meetings are to be routinely scheduled for Spokane and the September meetings will be a travel meeting.

**DECISION:** A decision was made to hold the meetings on the following dates and at the locations:

January 10, 2003 Kent

March 13, 14, 2003 Spokane (1<sup>st</sup> day disciplinary workshop)

May 9, 2003 Kent

July 17, 18, 2003 Olympia (1<sup>st</sup> day workshop)

September 12, 2003 Ellensburg

November 14, 2003 Kent

**10. Out of State Travel for selected meeting attendance – Paula Meyer – DISCUSSION/ACTION**

- By policy, the NCQAC is able to travel to 12 meetings out of state per year, dependent on resources. The NCQAC will select members and/or staff to attend selected meetings. The travel freeze has affected the out of state travel and will be discussed.

**ACTION:** A decision was made that Cheryl Payseno and Becky Kerben will reconvene the task force and present recommendation at the November meeting. Barbara Evans Cordts will attend FARB August 31 in Colorado.

**11. Medication Assistance – Chuck Cumiskey and Paula Meyer – DISCUSSION/ACTION**

**DISCUSSION:** At the July 2002 NCQAC meeting, an advisory opinion was presented related to the functions of nursing assistants in medication assistance. Discussions with

representatives from the DOH/Facilities and Services Licensing division, Home Care Association of Washington, the Hospice and Palliative Care settings related to medication assistance. The NCQAC will discuss and consider a model that describes the nursing assistance scope of practice with medication assistance in these settings.

**DECISION:** Paula Meyer directed any questions on this model to Chuck Cumiskey or Paula.

## **12. Nurse Tech Rules – Paula Meyer – DISCUSSION/ACTION**

**DISCUSSION:** The NCQAC has voted to repeal the rules related to the absence of clear legislative authority for the rules. Draft WAC language has been proposed as a potential solution. A meeting of the task force was held on September 9 to discuss options. The NCQAC will consider next steps. A request by Cheryl Payseno to require AAG's and the community and technical schools combine authority over schools and technical.

**DECISION:** A decision was made to go ahead with the rules as proposed but revisit concerns from the public.

## **13. Office of Inspector General**

**DISCUSSION:** The discussion of recent audits at facilities who receive Federal monies was an FYI only. A news release from the Office of the Inspector General dated March 13, 2000, "Inspector General issues final compliance program guidance for nursing facilities was included in the commission packets as an FYI. More information about the OIG exclusion program can be obtained on line at:

<http://www.oig.hhs.gov/fraud/exclusions/aboutexclusions.html>

***An executive session was held at 11:30 to discuss with our AAG who is legal counsel to the Commission, matters relating to enforcement actions or litigation or potential litigation. Staff members Karl Hoehn and Maura Egan were invited to participate in the executive session.***

## **LUNCH**

### **1:00PM OPEN MIKE**

- Present to speak at open mike: Joan Garner clarified that the \$10, 000.00 came from the Nurse Foundation not WSNA. The WSNA "Career for Life" meeting will be held at the Double Tree Inn at South center.

## **14. Practice Subcommittee report –**

### **A. Old Business – DISCUSSION/ACTION**

#### **1. HPQA Overlapping Scopes of Practice**

- Office Based anesthesia –

**DISCUSSION:** A position statement has been written but needs to be approved. A suggestion was made that the overlapping scopes of practice needs to be reactivated.

- Laser Therapy –

### **B. New Business – DISCUSSION/ACTION**

#### **1. Request from Kim Ochipa, LPN**

- Questions regarding the LPNs future in the nursing profession

**DISCUSSION:** Chuck explained that this Advisory Opinion should have gone to Washington DC rather than us and will be forwarded.

**2. Request from Samantha Coleman, RN**

- Clarification on the previous position statement issued on September 8, 2000 "Managing Patients Receiving Epidural Analgesia"

**DISCUSSION:**

**3. Review Advisory Opinion on botox from South Carolina**

- Review South Carolina Board of Nursing findings with the Commission

**DISCUSSION:** The question came up for the commission as to if it is appropriate to do a study in our state as South Carolina is doing?

**DECISION:** A decision was made for the Practice Subcommittee to not make this a high priority at this time.

**C. Review the three requests from the Radiologic Technicians Board – DISCUSSION/ACTION**

1. The Radiologic Technologist program is developing an interpretive statement regarding the use of certified Radiologic Technologists to perform fluoroscopic procedures
2. "Radiologic Technologists flushing art. lines with heparinized saline, administering Nitro and other medications i.e. TPA during procedures where the tech is assisting the radiologist."
3. Do the following duties performed by Radiologic Technologists impact your profession?
  - Contrast examination of the upper and lower gastrointestinal track.
  - Voiding Cystourethrogram
  - Arthrogram Myelogram/Lumbar Puncture

**DISCUSSION:** This information was presented to the Radiologic Tech Board who is asking for comments from the commission. The commission would need more specifics to make any recommendations. What concerns and comments does the commission have for Radiologic tech board?

**DECISION:** The practice subcommittee will get more information from the Radiologic Tech Board on what exactly they are requesting and bring to the commission.

**D. Review two policy statements from the Medical Board:**

1. Guidelines for the Appropriate Use of the Internet in Medical Practice
2. Sexual Misconduct Statement and Policy of the Medical Quality Assurance Commission

**DISCUSSION:** Frank Maziarski and Chuck Cumiskey

**E. Anesthesiologist Technician-DISCUSSION/ACTION**

- Frank Maziarski will give a brief over of the issue both Nationally and with the State of Washington

**DISCUSSION:** Frank Maziarski gave a brief explanation on having anesthesia assistants in Washington State. Washington State hires anesthesiology technicians in hospitals who are different than anesthesiology assistants. They do anesthesia while working under the direct supervision with anesthesiologist or Physician. Washington State does not have anesthesiology assistants.

**F. Continued Competence- DISCUSSION/ACTION**

- Report on the activity of the Group

**DISCUSSION:** Chuck Cumiskey will set a date and time for the meeting to discuss continued competence and will have a report in November.

**G. Other**

**15. Education Subcommittee report – DISCUSSION/ACTION**

**A. Old Business – DISCUSSION/ACTION**

- Barriers to license and examination – Information from Excelsior College on HIV/AIDS content

**DISCUSSION:**

- Nursing Assistant Task Force Update – Cheryl Payseno, chair

**DISCUSSION:** Cheryl Payseno gave an update to the commission on the importance of the nursing assistant training. There are over 200 training programs in the state. Cheryl suggested that they develop criteria for train the trainer programs then have instructors and directors attend. Make an exception to nursing programs. Right now nobody evaluates the instructors. Set some guidelines for instructors. Barbara Okas, is Manager for the DSHS training program.

**B. New Business – DISCUSSION/ACTION**

- Annual Report
- Priorities identified for 2002-2003

**DISCUSSION:**

**C. Rules – DISCUSSION/ACTION**

Education WAC's – Draft language ready for distribution  
Foreign Nurse Licensure WAC's – in progress

**DISCUSSION:** Maura Egan explained that the revision to the WAC's have considered all comments from the public and interested persons. The Foreign Nurse Licensure WAC's are still in progress.

**DECISION:** A decision was made to send the revised WAC's to the list serve for comments.

**D. Other**

**16. Discipline Subcommittee report**



**A. Approval of experts/evaluators – DISCUSSION/ACTION**

**DECISION:** Cheryl Payseno explained the proposed policy titled Approval of Evaluators in Nurse Discipline Cases. It was suggested to add a qualifier stating that certain exceptions can be made if approved by the Discipline Subcommittee, add to item #6 if payment is made by the State and #7 delete within a reasonable tie period (usually 10 days and add as specified in the order.

**ACTION:** A motion was made and passed to approve the list of evaluators with corrections.

**A. Other –**

**17. Other/FYI**

**18. The meeting was adjourned at 3:10PM by Joanna Boatman, Chair of the Nursing Commision. The minutes were recorded by Kris McLaughlin.**